

**FACSIMILE COVER SHEET**

*(Faxed)*  
*8/14/03*  
*OK*

Date: August 14, 2003

To: Elizabeth Kemmerer, Ph.D.  
Fax No: 703-746-7022

From: Noel Kaman  
Tel. No: (312) 245-5319

Client No: 10466/130

No. of Pages  
(inc. this page): 35

Confirmation Copy To Follow: Yes  No

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Arlington, VA

**COVER MESSAGE:**

Dear Examiner Kemmerer:

Please find attached for your review a copy of the Response to the Office Action of March 12, 2003, filed June 12, 2003.

We greatly appreciate your consideration of this matter at this time. Please do not hesitate to let me know if you have any questions or if I can be of assistance to you.

Thank you and Best Regards,

Noel Kaman

TRANSMITTAL LETTER			Case No. 10466/130 P2548P1C11
Serial No. 09/944,396	Filing Date August 30, 2001	Examiner Elizabeth Kammerer	Group Art Unit 1646
<b>Inventor(s)</b> Kevin P. Baker et al.			
<b>Title of Invention</b> Secreted And Transmembrane Polypeptides And Nucleic Acids Encoding The Same			

## TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Amendment And Request For Reconsideration (including Appendix A), Notice Of Appeal From The Examiner To The Board Of Patent Appeals And Interferences (in duplicate), \$320 Check, Postcard Receipt.

- Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- Applicant claims small entity status. See 37 CFR1.27.
- Petition for a \_\_\_\_\_month extension of time.
- No additional fee is required.
- The fee has been calculated as shown below:

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Small Entity		Other Than Small Entity	
			Rate	Add'l Fee	Rate	Add'l Fee	Rate	Add'l Fee
Total		Minus			x \$9=		x \$18=	
Indep.		Minus			x 42=		x \$84=	
First Presentation of Multiple Dep. Claim					+\$140=		+\$280=	
					Total add'l fee	\$	Total add'l fee	\$

- Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- A check in the amount of \$320.00 to cover the appeal filing fee is enclosed.
- The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

C. Noel Kammerer

C. Noel Kammerer  
Registration No. 51,857  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE  
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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop AF  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 12, 2003.

Date: June 12, 2003Signature: C. Noel Kammerer

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P.O. Box 1450,  
Alexandria, VA 22313-1450 on  
June 12, 2003

Date of Deposit

C. Noel Kaman, Reg. No. 51,857

Name of applicant, assignee or  
Registered Representative

C. Noel Kaman

Signature

June 12, 2003

Date of Signature

Our Case No. 10466/130  
P2548P1C11

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	)	
	)	
Kevin P. Baker et al.	)	
Serial No.:	09/944,396	) Examiner: Elizabeth Kemmerer
Filing Date:	August 30, 2001	) Group Art Unit No.: 1646
For: SECRETED AND	)	
TRANSMEMBRANE	)	
POLYPEPTIDES AND NUCLEIC	)	
ACIDS ENCODING THE SAME	)	

## AMENDMENT AND REQUEST FOR RECONSIDERATION

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed March 13, 2003, please amend the above-identified application as follows:

AUG-14-2003 15:32

BGH & L

312 321 4299 P.04

Appl. No. 09/944,396  
Arndt, dated June 12, 2003  
Reply to Office action of March 13, 2003

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.